

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

DIANE DENMARK,

Plaintiff

v.

Civil Action No. 04-12261-DPW

LIBERTY MUTUAL ASSURANCE  
COMPANY OF BOSTON, THE GENRAD,  
INC. LONG TERM DISABILITY PLAN,  
THROUGH TERADYNE, INC., AS  
SUCCESSOR FIDUCIARY

Defendants

**ASSENTED TO**  
**MOTION OF PLAINTIFF TO FILE SHORT REPLY TO DEFENDANT LIBERTY**  
**MUTUAL'S OPPOSITION TO MOTION OF PLAINTIFF FOR FOCUSED**  
**PRE-TRIAL DISCOVERY RELATING TO THE SCOPE OF THE ADMINISTRATIVE**  
**RECORD**

NOW COMES the plaintiff and moves this Court to enter an order permitting the plaintiff to file a short reply memorandum to the opposition of Defendant Liberty Mutual to the Motion of Plaintiff for Focused Pre-Trial Discovery Relating to the Scope of the Administrative Record.

The plaintiff seeks leave to file this reply, because since the date that she filed her initial motion and memorandum on January 20, 2005, there have been two (2) ERISA long term disability court decisions that have issued (March 9, 2005 and March 1, 2005) that support her grounds for seeking discovery in this matter.

Richard Paterniti assented to the filing of this motion by telephone conference on March 18, 2005.

DIANE DENMARK,  
By her attorney,

*/S/JONATHAN M. FEIGENBAUM*

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Jonathan M. Feigenbaum (BBO # 546686)  
PHILIPS & ANGLE  
One Bowdoin Square  
Boston, MA 02114  
(617) 367-8787

LIBERTY LIFE ASSURANCE COMPANY  
OF BOSTON, THE GENRAD, INC. LONG TERM  
DISABILITY PLAN, THROUGH TERADYNE,  
INC., AS SUCCESSOR FIDUCIARY  
By their attorney,

*/S/ RICHARD PATERNITI ASSENTS*

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Andrew C. Pickett, BBO# 549872  
Richard Paterniti, BBO #645170  
JACKSON LEWIS LLP  
75 Park Plaza  
Boston, MA 02116  
(617) 367-0025

DATED: March 22, 2005

#### CERTIFICATE OF SERVICE

I hereby certify that on this date that this motion was served through the electronic filing procedure of this Court, and that through that procedure notice is sent to defendants' counsel.

*/S/JONATHAN M. FEIGENBAUM*

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